IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE S.SIRI JAGAN

FRIDAY, THE 8TH JUNE 2007 / 18TH JYAISHTA 1929

WP(C).No. 17572 of 2007(P)

PETITIONERS:

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1. ASST. ENGINEER,
   ELECTRICAL SECTION, THRISSUR CORPORATION.

2. THE ASSISTANT SECRETARY,
   ELECTRICAL WING, THRISSUR CORPORATION.

3. THRISSUR CORPORATION,
   REPRESENTED BY ITS SECRETARY.

BY ADV. SRI.K.B.MOHANDAS,SC,THRISSUR CORPORATION
SRI.LELLULAL T.G.THUNDATHIL
SRI.K.A.SREEJITH

RESPONDENTS:

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1. BALKIZA, W/O. LATE CHINNAPILE HAMEED,
   WARD NO.12 OF THRISSUR CORPORATION,
   R.M.S. RAILWAY STATION, KOKKALAI.

2. CONSUMER DISPUTES REDRESSAL FORUM,
   THRISSUR-3.

3. STATE CONSUMER DISPUTES REDRESSAL
   COMMISSION, THIRUVANANTHAPURAM.

R2 & R3 BY GOVT. PLEADER SMT.ANU SIVARAMAN.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 08/06/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

S.SIRI JAGAN, J.

W.P(C) NO. 17572 OF 2007 - p

Dated this the 8th day of June, 2007

J U D G M E N T

The petitioners are the officers of the Thrissur Corporation which is a licensee for supply of electricity. The first respondent herein filed a complaint before the Consumer Disputes Redressal Forum, Thrissur against disconnection of the petitioners' electric supply. The Forum passed an interim order directing reconnection. Against the same, the petitioners filed a revision before the Kerala State Consumer Disputes Redressal Commission, Thiruvananthapuram along with a stay petition. However, the petitioners could not obtain stay yet. In the mean while, the Forum issued show cause notice as to why penalty provided under Section 27 of the Consumer Protection Act should not be imposed on the petitioners. It is stated that an arrest warrant has been issued against the three petitioners. The petitioners challenge the action of the Forum in issuing arrest warrant. According to the petitioners, the amounts are due from the first respondent towards arrears of electricity charges and in

spite of the same without hearing the Corporation, an interim order has been passed.

2. Taking into account the facts and circumstances of the case, I direct the Forum to keep the arrest warrant in abeyance provided the petitioners give reconnection within one week from today subject to orders to be passed by the third respondent on the revision petition and stay petition filed by the petitioners.

The writ petition is disposed of with the above direction.

S.SIRI JAGAN,
Judge

Mbs/